

**CITY OF GARIBALDI
ORDINANCE NO. 245**

**AN ORDINANCE AMENDING THE WATER ORDINANCE TO
CHANGE DEPOSIT REQUIREMENTS.**

SECTIONS

- 1 Deposit Regulations Amended*
- 2 Effective Date*

WHEREAS, the Garibaldi Water Ordinance (Ordinance No. 184, enacted 8/12/91) was amended by Ordinance 244 (enacted 10/16/2000) to require, among other things, that when utility service at a premises is to be billed to the tenant thereof, the owner of the property shall co-sign the deposit agreement, agreeing to accept liability for delinquent bills; and

WHEREAS, prior to enactment of Ordinance 244, the City of Garibaldi had required applicants to pay a deposit equal to three months' base rate in order to have security against nonpayment of utility bills; and

WHEREAS, the Council finds that requiring the owner of a premises to co-sign deposit agreements by tenants offers sufficient security for payment of delinquent bills to render the requirement of a three months' deposit unnecessary; NOW, THEREFORE

THE CITY OF GARIBALDI ORDAINS AS FOLLOWS:

Section 1. DEPOSIT REGULATIONS AMENDED: Subsection 2 (Deposit) of Section 2 (Application for City Water Service) of Ordinance 184, as amended by Ordinance 244, is hereby amended to read as follows:

"2. Deposit.

"The application shall be signed by the applicant and state the location for which service is requested, the address to which bills are to be sent, information adequate to determine which utility rates shall apply, and such other information as may be reasonably required by the City Administrator.


"If the applicant is a person other than the owner of the premises as shown by the records of the Tillamook County Clerk, the applicant shall obtain the signature of the owner on a form provided by the City

Administrator in which the owner agrees to accept liability for delinquent bills.

“Upon application for service, a deposit shall be paid by the applicant in the amount of ~~three (3) months~~ *one (1) month's* base rate for the same class or category of customer as the applicant.”


Section 2. EFFECTIVE DATE: It is hereby adjudged and decreed that this Ordinance is necessary for the immediate preservation of the peace, health, safety and general welfare of the people of Garibaldi, and therefore an emergency is declared to exist, and this Ordinance shall be in full force and effect from and after its passage by the Council and approval by the Mayor.

Passed by the Common Council and approved by the Mayor of the City of Garibaldi, this 20th day of November, 2000.



Mayor

ATTEST:



City Recorder

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